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Docket No.: SWS-002

Clifford B. Perry, Reg. No. 43,852

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria VA, 22313-1450

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/616,891

Docket No.

: SWS-002 US

Applicants Filed

: Aylward et al. : July 9, 2003

Customer No.: 30499

Confirm No. : 1686

Art Unit Examiner 3753

S.M. Hepperle

Citation of IPER

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Examiner Hepperle:

Applicants herewith attach a copy of the International Preliminary Examination Report issued for the present application. The opinion was drawn up in view of the Davenport reference noted in an earlier provided Information Disclosure Statement. The Davenport reference and similar argumentation distinguishing the present invention thereover were filed in the Information Disclosure Statement of June 21, 2004.

For the reasons provided earlier, the Applicants submit that all pending claims are in condition for allowance and a notice to such effect is requested. If the Examiner believes that a telephone interview would expedite the prosecution of this case or if any questions arise, the Examiner is invited to e-mail the Applicants' representative, Clifford Perry, at <u>cperry@perryiplaw.com</u> indicating the date and time when a return phone call discussing the case would be most convenient.

Respectfully submitted on behalf of the Applicants,

Clifford B. Perry Reg. No. 43,854 Attorney for Applicants

PTO/SB/21 (08-03) Approved for use through 08/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/616,891 TRANSMITTAL Filing Date July 9, 2003 **FORM** First Named Inventor Avlward: Art Unit (to be used for all correspondence after initial filing) 3753 **Examiner Name** Hepperle **Attorney Docket Number** SWS-002 US Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)						
7.45	Fee Trans	mittal Form	30 - 79 19 - 40 - 10 19 - 40 - 10	Drawing(s)		After Allowance communication to Technology Center (TC)
	Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s)		Rem	Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) arks		Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): py of International Search Report stcard lising contents of filing
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm Clifford B. or Individual name		Clifford B. Perry				
Signature						
Date		September 9, 2004				

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This collection of information is required by 37 CFR 1.5. The information is required by obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.